

migration. The Secretary of Defense shall also provide support to the Coast Guard in carrying out the duties described in Executive Order 12807 of May 24, 1992, regarding interdiction of migrants.

Sec. 2. Definitions. For purposes of this order, the term “mass migration” means a migration of undocumented aliens that is of such magnitude and duration that it poses a threat to the national security of the United States, as determined by the President.

Sec. 3. Scope.

(a) Nothing in this order shall be construed to impair or otherwise affect the authorities and responsibilities set forth in Executive Order 12807 of May 24, 1992.

(b) Nothing in this order shall be construed to make reviewable in any judicial or administrative proceeding, or otherwise, any action, omission, or matter that otherwise would not be reviewable.

(c) This order is intended only to improve the management of the executive branch. This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or equity or otherwise against the United States, its departments, agencies, entities, instrumentalities, officers, employees, or any other person.

(d) Any agency assigned any duties by this order may use the provisions of the Economy Act, 31 U.S.C. 1535 and 1536, to carry out such duties, to the extent permitted by such Act.

(e) This order shall not be construed to require any procedure to determine whether a person is a refugee or otherwise in need of protection.

George W. Bush

The White House,
November 15, 2002.

[Filed with the Office of the Federal Register, 11:24 a.m., November 18, 2002]

NOTE: This Executive order was published in the *Federal Register* on November 19. This item was not received in time for publication in the appropriate issue.

Letter to Congressional Leaders Reporting on the Deployment of United States Military Personnel as Part of the Kosovo International Security Force

November 15, 2002

Dear Mr. Speaker: (Dear Mr. President:)

In my report to the Congress dated May 17, 2002, I provided information regarding the continued deployment of combat equipped U.S. military personnel as the U.S. contribution to the NATO-led international security force in Kosovo (KFOR) and to other countries in the region in support of that force. I am providing this supplemental report prepared by my Administration, consistent with the War Powers Resolution (Public Law 93-148), to help ensure that the Congress is kept fully informed on continued U.S. contributions in support of peace-keeping efforts in Kosovo.

As noted in previous reports, the U.N. Security Council authorized member states to establish KFOR in U.N. Security Council Resolution 1244 of June 10, 1999. The mission of KFOR is to provide a military presence in order to deter renewed hostilities; verify and, if necessary, enforce the terms of the Military Technical Agreement (MTA) between NATO and the Federal Republic of Yugoslavia (FRY); enforce the terms of the Undertaking on Demilitarization and Transformation of the former Kosovo Liberation Army (KLA); provide day-to-day operational direction to the Kosovo Protection Corps; and maintain a safe and secure environment to facilitate the work of the U.N. Interim Administration Mission in Kosovo (UNMIK).

Currently, the U.S. contribution to KFOR in Kosovo is approximately 4,350 U.S. military personnel, or approximately 15 percent of KFOR's total strength. An additional 266 U.S. military personnel are deployed as the National Support Element in Macedonia, with an occasional presence in Albania and Greece. In the past 6 months, 19 non-NATO contributing countries have joined NATO forces in providing military personnel and other support personnel to KFOR.

The U.S. forces are assigned to a sector principally centered upon Gnjilane in the eastern portion of Kosovo. For U.S. KFOR

forces, as for KFOR generally, maintaining a safe and secure environment remains the primary military task. United States forces conduct security patrols in urban areas and in the countryside throughout their sector. Approximately 60 percent of KFOR personnel are dedicated to patrolling, manning checkpoints, and mounting border and boundary patrols. The KFOR forces operate under NATO command and control and rules of engagement.

The UNMIK continues to make progress in establishing the necessary structures for provisional democratic self-government in Kosovo. The Provisional Institutions of Self-Government, including a President, Prime Minister, and Kosovo Assembly, have been in place since March 2002, and municipal elections were successfully held for a second time on October 26, 2002. The KFOR coordinates with and supports UNMIK at most levels, provides a security presence in towns, villages, and the countryside, and organizes checkpoints and patrols in key areas of Kosovo to provide security, protect minorities, resolve disputes, and help instill in the community a feeling of confidence. Intensified, robust KFOR patrolling on the Macedonia/Kosovo border was a key factor in reducing violence in Macedonia and ensuring successful elections. At the same time, KFOR is supporting, within its means and capabilities, the provision of humanitarian relief, public safety and order, and the maintenance of essential civic works resources.

NATO continues formally to review KFOR's mission at 6-month intervals. These reviews provide a basis for assessing current force levels, future requirements, force structure, force reductions, and the eventual withdrawal of KFOR. NATO has adopted the Joint Operational Area plan to regionalize and rationalize its force structure in the Balkans. The KFOR has transferred full responsibility for public safety and policing to the UNMIK international and local police forces in every area except Kosovska Mitrovica, where the responsibility is shared due to security concerns. The UNMIK international police and local police forces have also begun to assume responsibility for guarding patrimonial sites and established border-crossing checkpoints.

The continued deployment of U.S. forces has been undertaken pursuant to my constitutional authority to conduct U.S. foreign relations and as Commander in Chief and Chief Executive. I appreciate the continued support of the Congress in these actions.

Sincerely,

George W. Bush

NOTE: Identical letters were sent to J. Dennis Hastert, Speaker of the House of Representatives, and Robert C. Byrd, President pro tempore of the Senate. This item was not received in time for publication in the appropriate issue.

The President's Radio Address

November 16, 2002

Good morning. This was a productive week in the war against terror, both at home and abroad. Congress returned to Washington with renewed energy and a commitment to make progress on key issues. Members of the House and Senate reached a crucial agreement to create a new Department of Homeland Security. With Congress' vote on the final legislation, America will have a single agency with the full-time duty of protecting our people against attack.

This new Department will focus and unify responsibilities that are now spread among dozens of Government agencies. The Customs Service, the INS, the Coast Guard, the Federal Emergency Management Agency, the Transportation Security Administration, and many others will report to the new Secretary of Homeland Security.

The Department will significantly improve our ability to protect our borders, our coasts, and our communities. It will pool together the best intelligence information and coordinate our response. The new Department will help develop the technology America needs to detect and defeat chemical, biological, and nuclear threats. And under the agreement reached this week, I will have the authority and flexibility to move people and resources to where they are needed without bureaucratic rules and lengthy labor negotiations.

This compromise is the result of months of hard work and negotiation, and it will take additional time to put the agreement into place. The threat of terror will be with us